



**TENNESSEE BOARD OF FUNERAL DIRECTORS AND EMBALMERS
BOARD MEETING AGENDA**

**JULY 13, 2004, 10:00 A.M. (CENTRAL TIME)
DAVY CROCKETT TOWER, CONFERENCE ROOM 160
NASHVILLE, TENNESSEE**

CALL TO ORDER AT _____ BY _____

ROLL CALL:

<u>BOARD MEMBERS</u>	<u>PRESENT</u>	<u>ABSENT</u>
JOE BAUMGARTEL	_____	_____
BOB ARRINGTON	_____	_____
DANNY COOK	_____	_____
WENDY HELLUM	_____	_____
BOB FOSTER	_____	_____
RALPH BUCKNER	_____	_____
WAYNE HINKLE	_____	_____

APPROVAL OF MINUTES FOR JUNE 15, 2004 MEETING:

INFORMAL CONFERENCE:

**Mrs. Monica L. Auston, Manager
Victory Funeral Home
845 Marechalneil Street
Memphis, TN 38114**

This is regarding Mrs. Auston's status as a full-time manager of the establishment.

APPROVAL OF LICENSES:

**JANELLE S. DURHAM
Charlotte, TN**

FUNERAL DIRECTOR

Ms. Durham apprenticed at Spann Funeral Home & Cremation Services in Dickson, Tennessee, under the supervision of B. Steven Spann, Funeral Director license #3588 and Embalmer license #3839. Ms. Durham passed the Tennessee Funeral Director Exam on April 12, 2004 and the Tennessee State Law Exam on May 10, 2004.

MOTION _____ PASS/FAIL _____ SECOND _____

AMY LOUISE OUTLAND
Elizabethton, TN

FUNERAL DIRECTOR/EMBALMER
RECIPROCITY

Ms. Outland is currently licensed in Georgia. Ms. Outland passed the National Board Exam on August 26, 1999 and Tennessee Law Exam on June 14, 2004.

MOTION _____ **PASS/FAIL** _____ **SECOND** _____

KEITH LEE OUTLAND
Elizabethton, TN

FUNERAL DIRECTOR/EMBALMER
RECIPROCITY

Mr. Outland is currently licensed in Georgia. Mr. Outland passed the National Board Exam on August 26, 1999 and Tennessee Law Exam on June 14, 2004.

MOTION _____ **PASS/FAIL** _____ **SECOND** _____

DAVID KENNETH POTTS
Pulaski, TN

FUNERAL DIRECTOR/EMBALMER
RECIPROCITY

Mr. Potts is currently licensed in Alabama. Mr. Potts passed the National Board Exam on December 19, 2003 and Tennessee Law Exam on June 14, 2004.

MOTION _____ **PASS/FAIL** _____ **SECOND** _____

RANDY ROBIN ROBEY
Clarksville, TN

FUNERAL DIRECTOR/EMBALMER

Mr. Robey apprenticed at Foston Funeral Directors under the supervision of Larry Meriwether, Sr., Funeral Director license #3160 and Embalmer license #3606. Mr. Robey passed the National Board Exam on December 3, 2002 and Tennessee Law Exam on June 14, 2004.

MOTION _____ **PASS/FAIL** _____ **SECOND** _____

MICHAEL DOUGLAS SMITH
Selmer, TN

FUNERAL DIRECTOR/EMBALMER

Mr. Smith apprenticed at Shackelford Funeral Directors under the supervision of Robert Shackelford, III, Funeral Director license #3678 and Embalmer license #3877. Mr. Smith passed the National Board Exam on April 21, 2004 and Tennessee Law Exam on June 14, 2004.

MOTION _____ PASS/FAIL _____ SECOND _____

ESTABLISHMENTS:

HALL FUNERAL HOME, LLC
Celina, TN

NEW ESTABLISHMENT

This establishment is owned by Jerry Doyle Hall and Jerry Norrod. The manager will be Terri Lynn Gray, Funeral Director license #5533 and Embalmer license #5704.

MOTION _____ PASS/FAIL _____ SECOND _____

E. H. FORD MORTUARY SERVICES
MEMPHIS, TN

LOCATION CHANGE/NAME CHANGE

This establishment is owned by Edmund H. Ford. The establishment would like to change its name to **E. H. FORD MORTUARY**. The manager will be Edmund H. Ford, Funeral Director license #3751 and Embalmer license #4136. The establishment would like to retain license #1022.

MOTION _____ PASS/FAIL _____ SECOND _____

CHASE FUNERAL HOME
Huntingdon, TN

OWNERSHIP CHANGE/NAME CHANGE

This establishment is owned by Mr. Robert W. Chase, Jr. The establishment would like to change its name to **Chase Funeral Home, Inc.** The manager will be Robert W. Chase, Jr., Funeral Director license #3950 and Embalmer license #5325. The establishment would like to retain license #1104.

MOTION _____ PASS/FAIL _____ SECOND _____

COFFEE COUNTY FUNERAL CHAPEL, INC. OWNERSHIP CHANGE/NAME CHANGE
Manchester, TN

This establishment is owned by Mayberry-Buckner Enterprises, LLC. The establishment would like to change its name to **Coffee County Funeral Chapel, LLC**. The manager will be Tami Sharpe, Funeral Director license #5419. The establishment would like to retain license #939.

MOTION _____ PASS/FAIL _____ SECOND _____

MANCHESTER CREMATORY OWNERSHIP CHANGE
Manchester, TN

This establishment is owned by Mayberry-Buckner Enterprises, LLC. The manager will be Christopher L. Mayberry, Funeral Director license #4106 and Embalmer license #4171. The establishment would like to retain license #1135.

MOTION _____ PASS/FAIL _____ SECOND _____

MANCHESTER FUNERAL HOME OWNERSHIP CHANGE/NAME CHANGE
Manchester, TN

This establishment is owned by Mayberry-Buckner Enterprises, LLC. The establishment would like to change its name to **Manchester Funeral Home, LLC**. The manager will be Christopher L. Mayberry, Funeral Director license #4106 and Embalmer license #4171. The establishment would like to retain license #109.

MOTION _____ PASS/FAIL _____ SECOND _____

McMINNVILLE FUNERAL HOME OWNERSHIP CHANGE/NAME CHANGE
McMinnville, TN

This establishment is owned by David C. and Diana M. Christian. The establishment would like to change its name to **McMinnville Funeral Home, LLC**. The manager will be David C. Christian, Funeral Director license #4027 and Embalmer license #4283. The establishment would like to retain license #904.

MOTION _____ PASS/FAIL _____ SECOND _____

DAVES-CULBERTSON FUNERAL HOME OWNERSHIP CHANGE
Tullahoma, TN

This establishment was purchased by Alderwoods (Tennessee), Inc. The manager will be Neil Arnold, Funeral Director license #4108 and Embalmer license #4173. The establishment would like to retain #901.

MOTION _____ PASS/FAIL _____ SECOND _____

McCARTY MORTUARY OWNERSHIP CHANGE
Knoxville, TN

This establishment was purchased by Alderwoods (Tennessee), Inc. The manager will be Ric Hensley, Funeral Director license #4885 and Embalmer license #4886. The establishment would like to retain #862.

MOTION _____ PASS/FAIL _____ SECOND _____

EVERGREEN CHAPEL AND MEMORIAL GARDENS OWNERSHIP CHANGE
Knoxville, TN

This establishment was purchased by Alderwoods (Tennessee), Inc. The manager will be Ronald E. Mayes, Funeral Director license #2608 and Embalmer license #3165. The establishment would like to retain #925.

MOTION _____ PASS/FAIL _____ SECOND _____

BROWN FUNERAL HOME OWNERSHIP CHANGE
Newport, TN

This establishment was purchased by Alderwoods (Tennessee), Inc. The manager will be Archie Thomas Buchanan, Funeral Director license #4936 and Embalmer license #4937. The establishment would like to retain #865.

MOTION _____ **PASS/FAIL** _____ **SECOND** _____

**HIGHLAND SOUTH MEMORIAL PARK,
FUNERALS AND CREMATIONS
Knoxville, TN**

OWNERSHIP CHANGE

This establishment is owned by S.E. Mid-Atlantic, Inc. The manager will be Damon W. Gibson, Funeral Director license #4817 and Embalmer license #4818. The establishment would like to retain license #929.

MOTION _____ **PASS/FAIL** _____ **SECOND** _____

**HIGHLAND WEST MEMORIAL PARK,
FUNERALS AND CREMATIONS
Knoxville, TN**

OWNERSHIP CHANGE

This establishment is owned by S.E. Mid-Atlantic, Inc. The manager will be Ricky D. Chester, Funeral Director license #2936 and Embalmer license #3418. The establishment would like to retain license #930.

MOTION _____ **PASS/FAIL** _____ **SECOND** _____

**HIGHLAND MEMORIAL PARK,
FUNERALS AND CREMATIONS
Knoxville, TN**

OWNERSHIP CHANGE

This establishment is owned by S.E. Mid-Atlantic, Inc. The manager will be Ricky D. Chester, Funeral Director license #2936 and Embalmer license #3418. The establishment would like to retain license #1038.

MOTION _____ **PASS/FAIL** _____ **SECOND** _____

**OAK HILL MEMORIAL PARK,
FUNERALS AND CREMATIONS
Kingsport, TN**

OWNERSHIP CHANGE

This establishment is owned by S.E. Mid-Atlantic, Inc. The manager will be Paul C. Dailey, Funeral Director license #5025 and Embalmer license #5026. The establishment would like to retain license #569.

MOTION _____ **PASS/FAIL** _____ **SECOND** _____

**RAWLS FUNERAL HOME
Brownsville, TN**

OWNERSHIP CHANGE

This establishment is owned by Cynthia Rawls Bond, William D. Rawls, Jr., and Donna Rawls. The manager will be Alan Rawls Bond, Funeral Director license #4786. The establishment would like to retain license #248.

MOTION _____ **PASS/FAIL** _____ **SECOND** _____

**RAWLS & JOHNSON FUNERAL HOME
Union City, TN**

OWNERSHIP CHANGE/NAME CHANGE

This establishment is owned by Cynthia Rawls Bond, William D. Rawls, Jr., and Donna Rawls. The establishment would like to change their name to **RAWLS FUNERAL HOME**. The manager will be Christopher S. McPhearson, Funeral Director license #4922. The establishment would like to retain license #770.

MOTION _____ **PASS/FAIL** _____ **SECOND** _____

**RAWLS FUNERAL HOME
Paris, TN**

OWNERSHIP CHANGE

This establishment is owned by Malt, Cynthia, Alan, and Maude Bond, Jo Zanice Bond DePereze, and Andrea Bond Johnson. The manager will be Christopher S. McPhearson, Funeral Director license #4922. The establishment would like to retain license #823.

MOTION _____ PASS/FAIL _____ SECOND _____

**VANDERFORD FUNERAL HOME
SOUTH FULTON, TN**

OWNERSHIP CHANGE/NAME CHANGE

This establishment is owned by Malt, Cynthia, Alan, and Maude Bond, Jo Zanice Bond DePereze, and Andrea Bond Johnson. The establishment would like to change its name to **RAWLS FUNERAL HOME**. The manager will be Christopher S. McPhearson, Funeral Director license #4922. The establishment would like to retain license #776.

MOTION _____ PASS/FAIL _____ SECOND _____

**LEGAL REPORT:
MARILYNN TUCKER, STAFF ATTORNEY**

**STAFF REPORT:
ROBERT B. GRIBBLE, EXECUTIVE DIRECTOR**

1. **ESTABLISHMENTS CLOSED – EFFECTIVE JUNE 30, 2004**
McGavock & Martin Bros. Funeral Home in Nashville, TN
Bolivar Funeral Home in Whiteville, TN
2. **REQUEST BOARD APPROVAL FOR CHANGE IN DATE OF BOARD MEETING**
Meet August 3, 2004, instead of August 10, 2004
3. **DISCUSSION OF “RULE MAKING HEARING”**
4. **DISCUSSION OF TCA §62-5-316 – Reapplication for License**

62-5-316. Invalidity of unrenewed license - Renewal, reinstatement or reapplication.

(a) Any license which is not renewed by its expiration date becomes invalid. The holder of such invalid license shall not practice the profession for which the license was issued, nor shall an establishment be operated if such establishment's license has become invalid, until such time as the license has been renewed or reinstated or a new license has been issued.

(b) When any license issued by the board becomes invalid because of nonrenewal, the executive director shall send a written notice to the license holder at the license holder's last known address, informing the license holder that such license holder cannot practice that profession or operate that establishment until the invalid license is renewed or reinstated or a new license is issued. The notice shall also state that the license may be renewed or reinstated at any time within sixty (60) days of the license expiration date by payment of the renewal fee and of a penalty fee in an amount to be established by the board. Any license not renewed or reinstated within sixty (60) days of the license expiration date shall not be subject to renewal or reinstatement and the license holder shall reapply as for an initial license; provided, that any examination shall be limited to the provisions of title 56, chapter 34 and this chapter and any rules promulgated thereunder **if the reapplication is received by the board not more than one (1) year after the license expiration date.**

[Acts 1951, ch. 13, § 17 (Williams, § 7140.17); Acts 1980, ch. 554, § 10; T.C.A. (orig. ed.), § 62-523; 2001, ch. 188, § 14.]

5. DISCIPLINARY ACTIONS

Complaint #	Action/Penalty	Statute/Rule
200418809	Consent Order and Civil Penalty of \$1000.00	T.C.A. §62-5-317(3) – Immoral or Unprofessional Conduct
Status: A Consent Order with a Civil Penalty of \$1000.00 was issued. The Consent Order has been signed and the Civil Penalty has been paid. The Executive Director requests the Board's approval of this action.		

OTHER BUSINESS: